

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE UNDER RULE 116
EXPEDITED HANDLING PROCEDURES

Atty Dkt. 39-196

C#/M#

Group Art Unit: 1646

Examiner: Jiang, D.

Date: September 10, 2002

In re Patent Application of

FERGUSON

Serial No. 09/459,979

Filed: December 14, 1999

Title: PHARMACEUTICAL COMPOSITION CONTAINING INHIBITORS OF
INTERFERON-GAMMA

Assistant Commissioner for Patents

Washington, DC 20231

RECEIVED
SEP 13 2002
TECH CENTER 1600/2800

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Fees are attached as calculated below:

Total effective claims after amendment 0 minus highest number
Previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number
Previously paid for 3 (at least 3) = 0 x \$ 84.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this
Paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months) \$ 0.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$740.00) \$ 0.00

☐ Please enter the previously unentered , filed

☐ Submission attached

SUBTOTAL \$ 0.00

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: 0.00

TOTAL FEE ENCLOSED \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.

By Atty.: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

FERGUSON

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For: PHARMACEUTICAL COMPOSITION CONTAINING INHIBITORS OF
INTERFERON-GAMMA

* * * * *

September 10, 2002

AMENDMENT UNDER RULE 116

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

This is in response to the Office Action dated
April 10, 2002, in the above matter, a Notice of Appeal
having been filed on August 12, 2002. Kindly amend the
above-identified application as follows.

IN THE CLAIMS:

✓ Cancel claims 44 and 45 without prejudice.

REMARKS

Reconsideration of this application and entry of the
foregoing amendments are respectfully requested.

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SEP 13 2002
TECH CENTER 1600/2900
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(NE)
DMT
9-16-02
OK to enter.
DJ
9/20/02